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IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,)	No. CR-10-185 MMC
)	
Plaintiff,)	STIPULATION AND [PROPOSED]
)	ORDER TO CONTINUE HEARING
v.)	
)	CURRENT HEARING DATE: November
ROBERT LARRY SANDERSON)	17, 2010, at 2:30 p.m.
)	
Defendant.)	PROPOSED HEARING DATE: December
)	1, 2010, at 2:30 p.m.
)	

1. Mr. Sanderson, who is charged with possession of child pornography, is currently scheduled to enter his change of plea and be sentenced on November 17, 2010, at 2:30 p.m.

2. AFD Rita Bosworth and AUSA Owen Martikan, the attorneys on this case, are both scheduled to appear before Judge Walker on other matters on November 17, 2010, at 2:30 p.m., as well. Judge Walker moved his criminal calendar from 10:00 a.m. to 2:30 p.m. after the parties had already scheduled Mr. Sanderson's hearing. Neither Court is able to accommodate the hearings that counsel are involved in at other times that day, creating irreconcilable conflict.

3. Because Mr. Sanderson's hearing is both a change of plea and a contested sentence, the parties anticipate that the hearing will be lengthy. One of Ms. Bosworth's appearances before Judge Walker is also expected to be lengthy. Inevitably, this scheduling

1 conflict will cause one or both Courts delay.

2 4. In order to alleviate this conflict and prevent unnecessary waste of judicial time
3 and resources, the parties jointly request that the Court continue Mr. Sanderson's change of plea
4 and sentence to December 1, 2010, at 2:30 p.m.

5 5. The parties agree that the time between November 17, 2010, and December 1,
6 2010, is properly excluded under the Speedy Trial Act for continuity of counsel.

7
8 IT IS SO STIPULATED.

9 11/16/10

/s/

10 _____
11 DATED

12 RITA BOSWORTH

Assistant Federal Public Defender

13 11/16/10

/s/

14 _____
15 DATED

16 OWEN MARTIKAN

Assistant United States Attorney

17 IT IS SO ORDERED.

18 November 16, 2010
19 DATED



20 MAXINE CHESNEY

United States District Judge